

[DO NOT PUBLISH]

IN THE UNITED STATES COURT OF APPEALS

FOR THE ELEVENTH CIRCUIT

\_\_\_\_\_  
No. 03-14815  
\_\_\_\_\_

FILED  
U.S. COURT OF APPEALS  
ELEVENTH CIRCUIT  
AUGUST 9, 2005  
THOMAS K. KAHN  
CLERK

D. C. Docket No. 02-00017-CR-FTM-29-DNF

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

MARK LEE FOREMAN,

Defendant-Appellant.

\_\_\_\_\_  
Appeal from the United States District Court  
for the Middle District of Florida  
\_\_\_\_\_

**(August 9, 2005)**

Before TJOFLAT, PRYOR and ALARCON\*, Circuit Judges.

\_\_\_\_\_  
\*Honorable Arthur L. Alarcon, United States Circuit Judge for the Ninth Circuit, sitting  
by designation.

PER CURIAM:

**AFFIRMED. See 11th Cir. R. 36-1.<sup>1</sup>**

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<sup>1</sup> 11th Cir. R. 36-1 provides:

When the court determines that any of the following circumstances exist:

- (a) judgment of the district court is based on findings of fact that are not clearly erroneous;
- (b) the evidence in support of a jury verdict is sufficient;
- (c) the order of an administrative agency is supported by substantial evidence on the record as a whole;
- (d) summary judgment, directed verdict, or judgment on the pleadings is supported by the record;
- (e) judgment has been entered without a reversible error of law; and an opinion would have no precedential value, the judgment or order may be affirmed or enforced without opinion.